

**THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

NATIONAL LIABILITY & FIRE INSURANCE COMPANY	:	
	:	
Plaintiff	:	
v.	:	Civil Action No. 2:18-cv-01129-NBF
BRIMAR TRANSIT, INC.	:	
	:	
Defendant,	:	
and	:	
PITTSBURGH PUBLIC SCHOOL DISTRICT	:	
	:	
Intervenor-Defendant	:	

**NATIONAL LIABILITY & FIRE INSURANCE COMPANY'S APPENDIX IN SUPPORT  
OF ITS MOTION FOR SUMMARY JUDGMENT**

Pursuant to LCvR 56.B.3, Plaintiff National Liability & Fire Insurance Company, by and through its undersigned counsel, Cozen O'Connor, submits the following Appendix in Support of its Motion for Summary Judgment:

1. Declaration of Wendy N. Enerson, Esq. with Exhibits A through H.
  - A. Underlying Complaint
  - B. National Liability & Fire Ins. Co. Business Auto Policy No. 73 APB 001185
  - C. July 24, 2018 Letter
  - D. Docket in the Underlying Action
  - E. December 4, 2020 Letter
  - F. February 10, 2021 Letter
  - G. July 9, 2021 Letter

- H. Declaration of Linda Bobro, Bates-stamped OMA000424-432 and OMA000482-483, produced by National Liability & Fire Insurance Company
- 2. Affidavit of Mark Richardson with Exhibits A through K.
  - A. Underlying Complaint
  - B. Excerpts of Transcript of Deposition of Marciano Nesbeth
  - C. Excerpts of Transcript of Deposition of Theodore R. Vasser, III
  - D. Excerpts of Transcript of the Deposition of Candice Miller
  - E. Excerpts of Transcript of the Deposition of Michelle Stanton
  - F. Excerpts of Transcript of the Deposition of Valerie Merlo
  - G. Excerpts of Transcript of the Deposition of Kayla Reynolds
  - H. Excerpts of Transcript of the Deposition of Melissa Ringold
  - I. Excerpts of Transcript of the Deposition of Justin Drexler
  - J. M.M. and K.M.'s written and verified answers to Brimar's discovery requests.
  - K. Document Production from Underlying Action Bates-stamped KM PPS 000001 to 000004.

Respectfully submitted,

**COZEN O'CONNOR**

Dated: March 16, 2022

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